



Setti D. Warren  
Mayor

# CITY OF NEWTON, MASSACHUSETTS

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## ZONING BOARD OF APPEALS

Sherri A. Lougee, Board Secretary

### NOTICE OF DECISION

**A Public Hearing has been held with regard to the following petition before the City of Newton Zoning Board of Appeals. The decision was determined as follows:**

**#2-10** from Stuart Rothman, Trustee of the Herrick Road Realty Trust, c/o First Cambridge Realty, Inc., 907 Massachusetts Avenue, Cambridge, MA, requesting a 10.0 foot variance at 39 Herrick Road from the front yard setback requirements of the Newton Revised Zoning Ordinances, Section 30-15, Table One, in order to construct a three-story, mixed use building consisting of first floor commercial space, four multi-family dwelling units on the second and third floors and a 20-car underground parking garage, resulting in a front yard setback of 0 feet. **(Required front yard setback by averaging is 10 feet.)** The property is located in a Business Use 1 district. **The petitioners' request for a variance from front yard setback requirement was granted, subject to conditions, 5-0.**

**Any appeal of the above decision must be made to the Superior Court within twenty (20) days of its filing with the City Clerk in accordance with Section 17 of the Massachusetts General Law, Chapter 40A.**

**Decision number 2-10 was filed on April 14, 2010.**